

Division of Solid and Hazardous Waste
P.O. Box 414
Trenton, New Jersey 08625-0414
Tel. #609-984-6880
Fax. #609-633-9839

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Jim Grant
Soil Safe, Inc.
4600 East Fayette St.
Baltimore, MD 21224

RE: Soil Safe, Inc.
City of Salem, Salem County
Facility ID #1712001323
Modification to General Approval

Dear Mr. Grant:

This is in response to your General Approval Modification Requests dated May 1, 2000 and May 10, 2000, wherein you requested approval for the modifications listed below. Our review of your requests is completed and, as a result, we have made the following decisions regarding your requests.

- 1) The May 10, 2000 letter requested an increase in the daily capacity of the facility to 7,000 tons per day, however the weekly capacity would continue to be restricted to 28,800 tons per week. This increase is to allow Soil Safe, Inc. to accept soil from barges that transport a maximum of 6,000 tons per barge.

The Department hereby approves your request for an increase in daily capacity. The Department is approving this request because the facility's weekly capacity will not increase and the facility will still be limited to the amount of unprocessed material that may be stockpiled, as specified in the enclosed approval.

- 2) The May 1, 2000 letter requested approval for the use of concrete, asphalt, and brick by-products in the capping of the Salem City Landfill. On September 24, 1998 the Salem City Landfill was approved as an end-market for the concrete, asphalt, stone, and brick which is a by-product of your operations. However, the approval letter stated that in order to utilize the material in the closure of the landfill, the closure plan for the Salem City Landfill must be modified. As of this date, this office has not received any such modification request. Until the Salem City Landfill closure plan has been modified to allow for the use of by-product material from the Soil Safe, Inc. Class B facility, you may not use the by-products in the closure of the landfill.

- 3) The May 10, 2000 letter requested approval for a revised site plan showing the location of the by-product stockpile. The Department approves the site plan in regards to all information pertaining to the Class B operations. Any information contained on the site plan in reference to the closure of the Salem City Landfill is not covered under this approval.
- 4) The May 10, 2000 letter requested approval for the use of a carbon/lime byproduct generated by Hoeganaes Corporation in Riverton, NJ during a sponge iron manufacturing process. Soil Safe, Inc. requests to use this byproduct as an additive to the soil treatment process to enhance the final product produced by the facility. This office is still reviewing this request along with the Office of Air Quality Regulation. Within the next 30 days, the Department will make a concurring determination on this request.

Enclosed is the revised approval, which indicates the modification to the conditions affected, specifically Conditions B.1 and C.3. In addition, Conditions A.1, A.5, C.2, C.24, C.28, and C.32 have been updated. These conditions have been updated to include language that is currently being used in all Class B Approvals.

In addition, Condition C.12 and Condition C.13 have been removed as the required information has been submitted. As a result the original Conditions C.14 through C.37 have been renumbered.

If you have any questions regarding this matter, please feel free to contact Robin Heston of my staff at (609) 984-6650 or by e-mail at RHESTON@dep.state.nj.us.

Sincerely,

Thomas Sherman,
Assistant Director
Office of Permitting &
Technical Assistance

TS:RH

Enclosure

c: Rai Belonzi, Chief, Bureau of Compliance & Enforcement, w/enc.
Pat Ferraro, Bureau of Compliance & Enforcement, w/enc.
Peter DeWilde, Solid Waste Coordinator, Salem County, w/enc.
Municipal Clerk, City of Salem, w/enc.
Health Officer, Salem County, w/enc.
Joel Leon, DEP, Bureau of Air Quality, w/enc.

Division of Solid and Hazardous Waste
P.O. Box 414
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**RECYCLING CENTER
GENERAL APPROVAL CONDITIONS
FOR RECEIPT, STORAGE, PROCESSING OR TRANSFER
OF CLASS B RECYCLABLE MATERIALS**

Under the provision of N.J.S.A. 13:1E-1 et seq. and N.J.S.A. 13:1E-99.11 et seq., known as the Solid Waste Management Act and the New Jersey Statewide Mandatory Source Separation and Recycling Act, respectively, and pursuant to N.J.A.C. 7:26A-1 et seq., known as the Recycling Regulations, this Approval is hereby issued to:

Soil Safe, Inc.

MUNICIPALITY:	<u>City of Salem</u>
BLOCK NO.(S):	<u>47</u>
LOT NO.(S):	<u>2</u>
COUNTY:	<u>Salem</u>
CAPACITY:	<u>7000 TPD</u> <u>See Condition C.4</u>
RECYCLING CENTER NUMBER:	<u>1712001323</u>
APPROVAL EXPIRATION DATE:	<u>December 28, 2002</u>

This Approval is subject to compliance with all conditions specified herein and all regulations promulgated by the Department of Environmental Protection or as may be amended in the future. All references to specific regulations include any future amendments thereto.

This Approval shall not prejudice any claim the State may have to riparian land, nor does it allow Soil Safe, Inc. or its principals to fill or alter, in any way, lands that are deemed to be riparian, wetlands, stream encroachment areas or flood plains, or that are within the Coastal Area Facility Review Act (CAFRA) Zone

or are subject to the Pinelands Protection Act of 1979, nor shall it allow the discharge of pollutants to waters of this State without prior acquisition of the necessary grants, permits, or approvals from the Department of Environmental Protection.

Compliance with the terms of this Approval does not relieve Soil Safe, Inc. or its principals of the obligation to comply with all applicable state and federal statutes, rules and other permits, and municipal approvals or ordinances which are not preempted by the DEP solid waste regulations at N.J.A.C. 7:26-1 et seq. and the recycling regulations at N.J.A.C. 7:26A-1 et seq.

Failure to comply with all the conditions specified herein may result in revocation of this Approval and/or may result in other regulatory or legal actions which the Department is authorized to institute by law.

This Approval shall be effective for not more than five (5) years. An Approval renewal shall be obtained from the Department prior to any activities which are to occur after the expiration of this Approval. In applying for a renewal, applicants shall follow the renewal submission requirements and procedures set forth in N.J.A.C. 7:26A-3.6.

This Approval is non-transferrable, except as set forth in N.J.A.C. 7:26A-3.15.

<u>December 23, 1997</u>	<u>Signed by Thomas Sherman, Assistant Director</u>
Original Issuance Date	Thomas Sherman
	Assistant Director
<u>November 24, 1998</u>	Office of Permitting &
Modification Date	Technical Programs
<u>July 20, 2000</u>	
Modification Date	
<u>December 28, 2002</u>	
Expiration Date	

Recycling Center General Approval
for
Soil Safe, Inc.

A. AUTHORIZED RECYCLABLE MATERIALS

1. Permitted Class B Recyclable Materials (Revised 7/20/00)

The following source separated Class B recyclable materials which have been separated at the point of generation from other waste materials or separated at a permitted solid waste facility authorized to separate recyclable materials may be received, stored, processed or transferred at this facility:

Non-hazardous petroleum contaminated soils which otherwise would be ID 27 if not recycled.

- a. Only soil contaminated with the following compounds shall be accepted and processed at this facility: gasoline, kerosene, jet fuel, Numbers 1 through 6 fuel oil, and used oil. Used oil shall be defined as any oil that has been refined from crude oil, or any synthetic oil, that has been used and as a result of such use is contaminated by physical or chemical impurities. No soils may be accepted that have been contaminated with materials that are other waste materials, or waste by-products, such as sludges.
- b. No soils with free petroleum product or other liquids, as determined by USEPA SW-846, Method 9095, Chapter 6.0, shall be accepted at the facility.
- c. No hazardous waste, as defined by N.J.A.C. 7:26G-5, shall be accepted by the facility.

At no time shall the receipt, storage, processing or transferring of non-source separated construction and demolition material be allowed at this facility. The prohibition of this material shall be strictly enforced and any incident shall be considered a serious violation to the conditions of this Approval.

2. Sampling Protocol and Testing for Unprocessed Contaminated Soils (Revised 7/20/00)

- a. Collection, preservation, and handling for the sampling and analysis required in Conditions A.2 and A.3 must be performed in accordance with New

Jersey's Technical Requirements for Site Remediation at N.J.A.C. 7:26E and the latest edition of "New Jersey Department of Environmental Protection, Hazardous Waste Programs, Field Sampling Procedures Manual". The Technical Regulations may be purchased from West Publishing at (800) 808-WEST. The sampling manual may be purchased from: NJDEP Maps and Publications, P.O. Box 402, Trenton, N.J. 08625. All analysis must be performed by a New Jersey certified laboratory.

All soils must be tested using the most current approved test methodology in accordance with USEPA SW-846.

- b. Petroleum contaminated soil shall be sampled either at the point of generation or at the recycling center. Soils from different generation sites shall be segregated at the facility until the sampling results are received. The sampling and analysis shall be implemented as follows:
 - i. Every 100 cubic yards of contaminated soil from each site shall be sampled and analyzed for TPH in the following manner: a representative sample from every 20 cubic yards shall be taken and these five samples shall be composited into one sample and analyzed. When the volume is less than 100 cubic yards, a representative sample of every 20 cubic yards, or a fraction thereof, shall be taken and these samples shall be composited into one sample and analyzed.
 - ii. Every 800 cubic yards of contaminated soil shall be sampled and analyzed for arsenic, beryllium, cadmium, chromium, lead, mercury, nickel, and total volatile organic compounds (VOC), in the following manner: a representative sample from every 100 cubic yards shall be taken and these samples shall be composited into one sample and analyzed. When the volume is less than 800 cubic yards, a representative sample of every 100 cubic yards, or fraction thereof, shall be taken and these samples shall be composited into one sample and analyzed.
 - iii. The sampling results shall be used to determine the maximum contaminant feed rate or maximum contaminant concentration for the processing equipment in accordance with the Air Quality Permit and shall also demonstrate that the material is non-hazardous for the

above contaminants in accordance with N.J.A.C. 7:26G-8.5.

3. Sampling Protocol and Testing for Processed Material End Products (Revised 11/24/98)

- a. Processed material end products shall be sampled and analyzed for total petroleum hydrocarbons (TPH) and total volatile organic compounds (VOC). The sampling procedure shall be implemented as follows:
 - i. Once every month, Soil Safe, Inc. shall pull a grab sample of soil processed at the Soil Safe, Inc. recycling center. The sample shall be analyzed for TPH and VOC. Sampling results shall demonstrate that the material is non-hazardous pursuant to State and Federal regulatory criteria.
- b. Processed material end products which have been placed on the landfill surface shall be sampled and analyzed for TPH and VOC. The sampling procedure shall be implemented as follows:
 - i. Once every month, Soil Safe, Inc. shall obtain an in-situ grab sample of soil which has been processed and placed on the Salem City landfill as fill/cover material during the previous month. The sample shall be analyzed for TPH and VOC. Sampling results shall demonstrate that the material is non-hazardous pursuant to State and Federal regulatory criteria.

Any processed material end products that do not meet the above criteria must be reintroduced to the treatment process for further treatment. After treatment, the processed material end products must be reanalyzed in accordance with the above criteria.

- All analysis records must be kept for a minimum of three years and made available for inspection by state and local officials upon request.

4. By-Products

Incidental amounts of rebar, metal, soil and other by-products which adhere to the Class B recyclable materials as specified in Condition A.1 and returned to the economic mainstream as raw material or products, may be received, stored, processed or transferred at this facility. Its receipt shall not be separately accounted for but its storage and end-markets shall be subject to specific conditions of this Approval.

5. Contaminants (Revised 07/20/00)

The maximum amount of contaminants, as defined at N.J.A.C. 7:26a-1.3, allowed in each incoming load of Class B recyclable materials for acceptance shall be limited to 1% by volume.

Incidental by-product materials included within the Class B recyclable materials shall not be considered to be contaminants.

B. DESIGN AND CONSTRUCTION

The construction of this facility shall be in accordance with the provisions of N.J.A.C. 7:26A-1 et seq., the New Jersey Uniform Construction Code, the approved documents listed below and this Approval.

1. Approved Documents (Revised 7/20/00)

- . Site Plan: entitled "Current Topo as of February, 2000, City of Salem Landfill", signed and sealed by Carl. R. Gaskill, P.E. & L.S., dated February 25, 2000.
- . Soil Safe, Inc., General Class B Recycling Center Approval Application, prepared and signed by Jim Grant, Director of On-Site Remediation, received September 18, 1997.
- . Soil Safe, Inc., Response to Deficiency Notice, prepared and signed by Jim Grant, Director of On-Site Remediation, dated November 24, 1997.
- . Soil Safe, Inc., Stockpile Calculations, prepared and signed by Jim Grant, Director of On-Site Remediation, dated December 12, 1997.
- . Soil Safe, Inc., Request for revised site plan approval, prepared and signed by Jim Grant, Director of On-Site Remediation, dated May 1, 2000.
- . Soil Safe, Inc., Request for increase in daily capacity, prepared and signed by Jim Grant, Director of On-Site Remediation, dated May 10, 2000.

C. RECYCLING CENTER OPERATIONAL STANDARDS

The operation of this facility shall be in accordance with the provisions of N.J.A.C. 7:26A-1 et seq., the standards set forth herein and the approved documents specified in Condition B.1. Where any discrepancy exists, the terms of this Approval shall prevail.

1. Hours of Operation

Hours of operation for receiving, storing, processing or transferring source separated recyclable material as specified in Condition A.1 of this Approval shall be limited to 7:00 a.m. to 10:00 p.m., Monday through Saturday.

2. Residue (Revised 7/20/00)

Residue defined as solid waste, shall be transported by a NJDEP registered transporter for disposal pursuant to the applicable district solid waste management plan.

Residue shall be stored separately from recyclable material in containers and in a manner which prevents run-off, leakage or seepage from the residue storage area into, on or around the soil of the residue storage area.

No residue shall be stored on site for a period exceeding six (6) months without prior approval of the NJDEP.

3. Maximum Daily Capacity (Revised 7/20/00)

The Soil Safe, Inc. recycling center may receive no more than 7,000 tons per day of recyclable materials as specified in Condition A.1 of this Approval. This condition is contingent upon the traffic on the public roads adjacent to the facility not being adversely affected. Should the traffic be impacted by the facility, the Department reserves the right to reduce the capacity of the facility.

4. Maximum Weekly Capacity

The Soil Safe, Inc. recycling center may receive no more than 28,800 tons per week of recyclable materials as specified in Condition A.1 of this Approval.

5. Unprocessed Materials Storage

The total amount of unprocessed Class B recyclable materials stored on site shall not exceed 118,300 cubic yards. Unprocessed materials stored on site shall be stored only in those areas designated for that purpose as indicated on the approved site plan drawing.

If at any time, the amount of unprocessed material stored on site exceeds 118,300 cubic yards, Soil Safe, Inc. shall immediately cease receiving any unprocessed material until the amount of unprocessed material stored on site falls below 118,300 cubic yards.

Unprocessed recyclable material shall not remain on site, in its unprocessed form, for more than one (1) year.

6. Processed Materials Storage

The storage of processed material shall be limited to the temporary surge pile shown on the approved site plan. Final use of the soil cement product shall be as final landfill cover and capping material per the approved closure plan for the Salem City Landfill.

7. By-Products Storage

By-products shall be stored in the container(s) or area(s) as depicted on the approved site plan and shall be removed off-site to the end markets as referenced in the approved documents.

8. Horizontal and Vertical Controls

Horizontal and vertical control points for the unprocessed and processed materials stockpile areas shall be set and maintained on site. Horizontal limitation markers shall be set at the corners of the stockpile areas as depicted on the approved site plan. Vertical limitation markers shall be set at locations in close proximity of the stockpile areas and shall clearly establish elevation heights of 20 feet above the existing grade for the unprocessed stockpile area.

Metal pipe or metal rods or the equivalent as approved by the Department shall be used to establish these control points. Within approximately thirty (30) days of the acceptance date of this Approval, a joint site inspection shall be held at the facility between the owner/operator and representatives of the Department for the purpose of establishing the locations of these markers.

9. Commingling

Soil Safe, Inc. may not receive, store, process or transfer source separated Petroleum Contaminated Soils (ID 27) with any other Class B recyclable materials.

10. Applicable Regulations

The operation and related activities of this recycling center shall be in conformance with all applicable federal, State, county, municipal and local statutes, rules and ordinance including but not limited to nuisance, noise, fire and safety codes.

11. Air Pollution Control Permit

The Soil Safe, Inc. recycling center shall comply with all the requirements and conditions set forth in the Air Pollution Control Permit, Log No.1-96-0179, issued by the State of New Jersey, Department of Environmental Protection, Air Quality Regulation Program, Bureau of Air Quality Engineering, dated May 22, 1996.

12. Scale

The truck scale is to be subject to inspection by the New Jersey Bureau of Weights and Measures. Notice shall be immediately provided to the SCUA and the Department if any state inspection discloses any scale inaccuracies or irregularities. All vehicles bringing soil on site for any purpose must be weighed with the load at the time of entrance to the site, then weighed empty on exiting.

Weigh tickets shall contain all weight data, and shall provide an accurate identification of the hauling vehicle by registration and ownership. Each ticket shall have a clear and accurate identification of the location (site) from which the soil was generated by name and address of the soil generator.

13. Sampling by Independent Laboratory

An independent contractor selected by the SCUA and paid for by Soil Safe will obtain up to six samples of materials which are processed and in place and as many as twelve samples of unprocessed soils per year. Testing will begin at the start of business operations and continue until determined otherwise by the SCUA or the Department. The results of the testing will be provided to the SCUA, Soil Safe, the City of Salem, and the Department. In the event that unacceptable levels of materials are detected, an immediate retesting by an independent New Jersey certified laboratory may be ordered by the SCUA for purposes of assuring that the initial test results were accurate prior to ordering any shutdown of operations. All such test results shall be reviewed by the Executive Director and consulting engineer for the SCUA and the results will be reported to the SCUA and the Department as they are available.

14. Surface Water and Ground Water Testing

All samples taken, and all tests conducted on samples taken, from the monitoring wells on the entire City of Salem property for surface water or ground water shall be made available to the SCUA and the Department on intervals of not greater than six (6) months duration.

15. Monthly Summary

The SCUA and the Department shall be given a monthly summary prepared by the Engineer of the City of Salem accurately describing the point (site) of origin for each incoming load of soil, including name, and numbered street address of the generators of the petroleum contaminated soils. The summary shall contain the name and address of the owner of the property from which the soils were removed, accurately declare the amount of soil removed from each site, and the amount delivered to Soil Safe, Inc. This summary shall accompany a monthly certification by the Engineer for the City of Salem that all required tests have been performed on the soils delivered to the site and that all contaminants in the soils have been identified and do not exceed approved or permissible levels.

16. Material Coverage

All material, including processed and unprocessed material, shall be covered at the close of business each day. The cover material shall be either six (6) inches of soil with contamination less than 1,000 ppm TPH, or a tarpaulin panel. If a tarpaulin panel is used, it must be manufactured with a 16-mil woven polyethylene fabric or the equivalent as approved by the Department.

17. Notification for Modification

The SCUA and the Department shall be immediately informed of any proposed changes to be made to the design of the landfill capping, or to the processing of materials, or any of the activities represented to be conducted by Soil Safe, Inc. or the City of Salem and to be carried on at the site.

18. Preparedness & Prevention & Contingency Plan

The preparedness and prevention plan and the contingency plan contained in the approved documents must be maintained on-site and updated as necessary.

19. Release Response

Upon detection of a release of contaminants to the environment the facility shall perform the following cleanup steps:

- i. Stop the release;
- ii. Contain the released contaminants;
- iii. Clean up and manage properly the released contaminants and other materials; and

- iv. if necessary, repair or replace any leaking soil containment systems prior to returning them to service.

20. Closure

Upon closure of the facility the owner or operator shall remove or decontaminate petroleum contaminated soils, containment system components, and structures and equipment and manage them as hazardous waste, unless the materials are not hazardous waste under NJAC 7:26G-5.

21. Inspections

All equipment and portions of the facility designated for the storage or processing of petroleum contaminated soils shall be visually inspected each operating day for integrity and leaks.

Records shall be maintained for all visual inspections. These records shall document that inspections were performed, any problems found, and the subsequent correction of such problems. All records shall be kept for a minimum of three years.

22. Safety Procedures

The operation of the recycling center all be in conformance with the Occupational Safety and Health Act (OSHA) regulations as contained in the General Industry Standards 29 CFR 1910. Construction activities shall be in conformance with the OSHA regulations as contained in the Construction Industry Standards 29 CFR 1926. A copy of the safety procedures shall be posted on site.

23. Housekeeping

Routine housekeeping and maintenance procedures shall be implemented within the recycling center interior to prevent the accumulation of litter, dust and debris, and to maintain general cleanliness in the working environment.

24. Odor Control (Revised 7/20/00)

The operation of this recycling center shall not cause any air contaminant, including an air contaminant detectable by the sense of smell, to be present in the outdoor atmosphere in such quantity and duration which is, or tends to be, injurious to human health or welfare, animal or plant life or property, except for malodorous emissions emanating from the facility which result in odors in areas over which the owner and/or operator has exclusive use or occupancy.

25. Vector Control

The recycling center shall institute and maintain an effective vector control program at the center, directed by a qualified applicator of pesticides as set forth in the New Jersey Pesticide Control Code, N.J.A.C. 7:30.

26. Dust Control

Dust shall be controlled by the spraying of water, the spreading of calcium chloride or equivalent means as approved by this Division.

27. Noise Control

Noise controls shall be implemented so that noise levels generated at the recycling operation shall not exceed the standards set forth by N.J. State Noise Control Regulations under N.J.A.C. 7:29-1.2.

28. Fire Protection and Emergency Response (Revised 7/20/00)

Fire fighting and emergency procedures shall be posted, and shall include the telephone number of local fire, police, ambulance and hospital facilities.

If a fire occurs on-site, the facility shall immediately notify the local fire official and within 24 hours report the incident to the DEP Hotline at (609) 292-7172.

29. Entrance Sign

A legible sign shall be posted and maintained at the entrance to the recycling center and indicate the hours of operation of the recycling center as well as the following information:

- a. A listing of the approved recyclable materials as specified in Condition A.1 of this Approval.
- b. The size, weight or other restrictions regarding materials to be received.
- c. A notice that all vehicles delivering materials to be recycling center will be inspected, and if found to contain contaminants greater than 1% by volume, will be rejected.
- d. A notice that persons bringing materials to the recycling center shall complete and certify a materials receipt form.

30. Soil Tracking Control

Mud, soils or other materials shall not be tracked onto any public roads by any exiting vehicles. Effective measures shall be implemented to comply with this condition.

31. Site Access

Ingress and egress of the facility shall be restricted to Tilbury Road only.

32. Hazardous Waste (Revised 7/20/00)

Any suspected or prohibited hazardous waste, as define at N.J.A.C. 7:26G-5, found in a load accepted at the facility shall not be returned to the generator. Such materials shall be segregated and stored in a secure manner and shall be immediately reported to the N.J.D.E.P. Environmental Action Hotline at 1-877-WARNDEP. The owner/operator shall secure the name of the collector/hauler suspected of delivering such waste to the facility and related information surrounding the incident, if available, and shall make this information known to the Department's enforcement personnel.

33. Documents On-Site

A copy of the approved documents as referenced in Condition B.1 and a copy of this approval shall be maintained at the facility and shall be made available for inspection by Department personnel or its designated representatives.

34. End-Markets

All end-markets to which recyclable materials are transported from the recycling center shall remain consistent with those end-markets specified in the approved documents. Any modification in the actual end-market for a recyclable material specified in Condition A.1 shall be in conformance with N.J.A.C. 7:26A-3.10(f).

35. Right of Entry

The New Jersey Department of Environmental Protection shall have the right to enter and inspect, without prior notice, any building or other portion of the recycling center, or any other location of the company or its affiliated companies at any time.

This right to inspect includes, but is not limited to, the right to engage in the following activities:

- a. Sampling any materials on site;
- b. Photographing or videotaping any portion of the recycling center;
- c. Investigating an actual or suspected source of pollution of the environment;
- d. Ascertaining compliance or non-compliance with the statutes, rules or regulations of the NJDEP, including conditions of the recycling center approval issued by the NJDEP; or
- e. Reviewing and copying all applicable records, which shall be made available to the NJDEP during an inspection and submitted to the NJDEP upon request.

D. RECORDKEEPING AND REPORTING

1. Recordkeeping

In accordance with N.J.A.C. 7:26A-3.17, Soil Safe, Inc. shall maintain daily records of all materials received, stored, processed or transferred at the site. Said records shall be available at all times for inspection and shall indicate, at a minimum, the following:

- a. A daily record of the amounts of each recyclable materials by type and municipality of origin which are received, stored, processed or transferred each day, expressed in tons or in cubic yards. Those operators specifying this information in cubic yards shall also indicate the conversion ratio of the materials from cubic yards to tons.
- b. The name, address, and telephone number of the end-markets for all recyclable materials transported from the recycling center, including the amount, in tons or cubic yards, transported to each end-market. Those persons specifying this information in cubic yards shall also indicate the conversion ratio of the materials from cubic yards to tons. NJDEP reserves the right to verify all end-market information submitted by Soil Safe, Inc.
- c. The amount of residue disposed of, expressed in tons or cubic yards, including the name and the New Jersey Department of Environmental Protection solid waste registration number of the solid waste collector/hauler contracted to provide the haulage/disposal service. Those persons specifying the amount of residue in cubic yards shall also indicate the conversion ratio of residue from cubic yards to tons.

Soil Safe, Inc. shall retain the information for three (3) calendar years following the calendar year for which reporting is required.

2. Reporting

a. Annual Report

In accordance with N.J.A.C. 7:26A-3.17, Soil Safe, Inc. shall submit an annual report containing monthly summary statements of the information required pursuant to Condition D.1 above to the New Jersey Department of Environmental Protection on or before February 1 of each year, for the previous calendar year. The summaries shall include monthly totals of the amount of recyclable material received from each customer by the municipality of origin. Furthermore, the summaries shall include monthly totals of the amount of recyclable product transferred to each end-market. The summaries shall also include the amount of residue disposed of during each month. An annual fee will be paid to the Department on May 1, in accordance with N.J.A.C. 7:26A-2.1(b)1;

b. Residue Disposal

Soil Safe, Inc. shall certify in writing to the Department that all residue generated at the recycling center has been disposed of in accordance with the solid waste management rules at N.J.A.C. 7:26. The certification shall be submitted annually as part of the annual report;

c. Tonnage Report

Soil Safe, Inc. shall provide a recycling tonnage report by February 1 of each year to all municipalities from which recyclable material was received in the previous calendar year. The report shall detail the amount of each source separated recyclable material, expressed in tons or cubic yards, brought to the recycling center. Those persons specifying this information in cubic yards shall also indicate the conversion ratio of the materials from cubic yards to tons.

One original and one copy of the annual report and tonnage report shall be submitted to:

New Jersey Department of Environmental Protection
Division of Solid and Hazardous Waste
Chief, Bureau of Recycling & Planning
P.O. Box 414

Trenton, New Jersey 08625-0421

Failure to comply with any or all conditions of this Approval will result in the NJDEP seeking relief under the Solid Waste Management Act, N.J.S.A. 13:1E-1 et seq. Specifically, each day of failure to so comply shall constitute a separate violation on the basis of which a penalty shall be assessed pursuant to N.J.S.A. 13:1E-9 and may subject Soil Safe, Inc. to regulation as a solid waste facility pursuant to N.J.S.A. 13:1E-1 et seq. and N.J.A.C. 7:26-1 et seq.

The issuance of this Approval and the conditions of operation identified herein shall not be interpreted as relieving the applicant of his responsibility to secure and maintain all other applicable federal, State and local permits or similar forms of authorization relating to the construction and operation of this facility.